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and Defendant and Counter-plaintiff
VICTOR COMPANY OF JAPAN, LTD.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

NIDEC CORPORATION,
Plaintiff,
vs.
VICTOR COMPANY OF JAPAN, LTD.,
JVC COMPONENTS (THAILAND) CO.,
LTD.,
Defendants and
Counterclaim
Plaintiffs,
KABUSHIKI KAISHA AGILIS, and
AGILIS TECHNOLOGY INC.,
Defendants,
NIDEC AMERICA CORPORATION and
NIDEC SINGAPORE PTE, LTD.,
Additional
Counterclaim
Defendants.

Case No. C05 00686 SBA (EMC)

**STIPULATION AND [PROPOSED]
ORDER RE: DISCOVERY SCHEDULE**

Pursuant to Magistrate Judge Chen's Order Granting Plaintiff's Motion for Leave to Amend Final Infringement Contentions dated February 15, 2007 [D.I. 616], the parties hereby submit the following stipulated discovery schedule.

| | |
|--|----------------|
| Nidec's service of calculations and methods of calculating all relevant values for products accused of infringing the '394 and '309 Patents | March 2, 2007 |
| JVC's service of calculations and methods of calculating all relevant values for products accused of infringing the '394 and '309 Patents | March 23, 2007 |
| Initial Expert Reports regarding infringement, invalidity and damages issues, on which a party has the burden of proof | March 29, 2007 |
| Responsive Expert Reports regarding Initial Expert Reports, plus opening reports on affirmative defenses, secondary indicia of non-obviousness, prosecution history estoppel, licensing and willfulness issues, on which a party has the burden of proof | April 26, 2007 |
| Rebuttal Expert Reports to all new issues raised in Responsive Expert Reports | May 10, 2007 |
| Close of all Expert discovery and willfulness and licensing defenses fact discovery | May 31, 2007 |

This stipulated discovery schedule modifies the discovery cut-off and expert and willfulness discovery deadlines in the Order Modifying Paragraphs A and B of the Order for Pretrial Preparation [D.I. 294] executed by Judge Armstrong on November 3, 2006, but does not change the deadlines for dispositive motions, the pretrial conference or trial or otherwise modify the Order for Pretrial Preparation [D.I. 283] executed by Judge Armstrong on October 25, 2006.

1 IT IS SO AGREED AND STIPULATED.

2 Dated: March 2, 2007

MORGAN, LEWIS & BOCKIUS LLP

3 FRANKLIN BROCKWAY GOWDY
4 THOMAS D. KOHLER
5 DAVID C. BOHRER
6 MICHAEL J. LYONS

6 By: /s/ Michael J. Lyons

7 Michael J. Lyons

8 Attorneys for Plaintiff and Counterdefendant
9 NIDEC CORPORATION, and additional
10 Counterdefendants NIDEC AMERICA
CORPORATION and NIDEC SINGAPORE
PTE, LTD.

11 Dated: March 2, 2007

12 HOWARD RICE NEMEROVSKI CANADY
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19 CHARLES R. MACEDO (*pro hac vice*)

16 By: /s/ Anthony F. Lo Cicero

17 Anthony F. Lo Cicero

18 Attorneys for Defendants
19 JVC Components (Thailand) Co., Ltd., Agilis
20 Inc., and Agilis Technology Inc., and
Defendant and Counterplaintiff Victor
Company of Japan, Ltd.

21 IT IS SO ORDERED.

22
23
24 March 6, 2007

25 Dated: _____

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27
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Honorable Edward M. Chen
United States Magistrate Judge

1 Pursuant to General Order No. 45, Section X(B) regarding signatures, I, Michael J. Lyons,
2 attest that concurrence in the filing of this document has been obtained from each of the other
3 signatories. I declare under penalty of perjury under the laws of the United States of America that
4 the foregoing is true and correct. Executed this 2nd day of March 2007, at Palo Alto, California.

5
6 /s/ Michael J. Lyons
Michael J. Lyons